



**STATE WATER BOARD**  
**BOARD MEETING**  
**Tuesday, April 20, 2010 – 9:00 a.m.**  
Coastal Hearing Room – Second Floor  
Joe Serna Jr./Cal/EPA Building  
1001 I Street, Sacramento

### **DECLARATION OF A QUORUM**

Charles R. Hoppin, Chairman; Frances Spivy-Weber, Vice Chair; Arthur G. Baggett, Jr., Member; Tam M. Doduc, Member; Walter G. Pettit, Member

### **BOARD MEETING**

*Public comments on agenda items will be limited to 3 minutes or otherwise at the discretion of the Board Chair*

### **PRESENTATION OF SUPERIOR AND SUSTAINED SUPERIOR ACCOMPLISHMENT AWARDS**

### **PUBLIC FORUM**

Any member of the public may address and ask questions of the Board relating to any matter within the State Water Board's jurisdiction provided the matter is not on the agenda, or pending before the State Water Resources Control Board or any California Regional Water Quality Control Board.

### **BOARD BUSINESS**

1. The Board will consider adoption of the March 16, 2010 Board Meeting minutes.
2. Board Member Report.

### **UNCONTESTED ITEMS\* (Items 3-8)**

- \*3. Consideration of a proposed Resolution authorizing continued funding for regulatory oversight of cleanup activities at [Department of Navy](#) facilities.
- \*4. Consideration of a proposed Resolution authorizing continued funding for regulatory oversight of cleanup activities at [Department of Defense](#) facilities.
- \*5. Consideration of a proposed Resolution for the Adoption of a Statement of Overriding Considerations, correction to the Clean Water State Revolving Fund (CWSRF) 2009/2010 Program Project Priority List, and execution of a CWSRF Preliminary Funding Commitment for the [City of San Diego, Point Loma Grit Processing Improvement Project](#), CWSRF Project No. C-06-4395-110.
- \*6. Consideration of a proposed Resolution to allocate the remaining \$1,086,387 from the [Proposition 13, Southern California Integrated Watershed Program Subaccount to Fund](#) (1) the Riverside County Flood Control and Water Conservation District, Low Impact Development Integrated Management Practices Testing and Demonstration Facility Project, and (2) the Santa Ana Watershed Project Authority, Brineline Sediment Trap Project.
- \*7. Consideration of a proposed Resolution to adopt a revised appendix to the State Water Resources Control Board's [Conflict of Interest Code](#) and authorizing the Executive Director to transmit the Appendix with the required declaration to the Fair Political Practices Commission for approval.

- \*8. Consideration of a proposed Resolution authorizing the Executive Director to amend an existing contract with the [Regents of the University of California, Davis](#) that provides research on emerging Bay-Delta issues.

### **DIVISION OF WATER QUALITY**

9. Consideration of a proposed Order granting petitions for [Underground Storage Tank Case Closure](#) pursuant to Health and Safety Code Section 25296.40: various locations in California.  
(Written comments were due on March 26, 2010 by 12 noon.)
- [UST Case Closure Summary, Bethel Island Municipal Improvement District \(District\), 3085 Stone Road, Bethel Island - Comments](#)
  - [UST Case Closure Summary, Al Negri, 3692 Bohemian Highway, Occidental](#)
  - [UST Case Closure Revised Summary, Former Rocco's Freestone Corners \(Jed Wallach Trust\) 12750 Bodega Highway, Sebastopol](#)
10. Consideration of a proposed Resolution approving an amendment to the Water Quality Control Plan for the Central Coast Region to (1) add Total Maximum Daily Loads for fecal coliform in the [Pajaro River Watershed](#); (2) add a domestic animal waste discharge prohibition; and (3) add a human fecal material discharge prohibition. (Written comments were due on February 18, 2010 by 12 noon.)
11. Consideration of a proposed Resolution approving an amendment to the Water Quality Control Plan for the San Francisco Bay Region to establish a Total Maximum Daily Load (TMDL) for sediment in [Sonoma Creek](#), and an Implementation Plan to achieve the TMDL and Related Habitat Enhancement Plan. (Written comments were due on March 22, 2010 by 12 noon.)

### **DIVISION OF FINANCIAL ASSISTANCE**

12. Consideration of a proposed Resolution to allocate \$400,000 from the Cleanup and Abatement Account to fund the [New River Improvement Project](#).

### **INFORMATIONAL ITEMS**

13. [Contaminants of Emerging Concern Advisory Panel Report](#) status.
14. Executive Director's Report.

## **CLOSED SESSION**

Closed Session are not open to the Public

### **DIVISION OF WATER RIGHTS**

The Board will meet in closed session to deliberate on a draft order responding to a petition for reconsideration, jointly filed on behalf of North Kern Water Storage District, City of Shafter, Buena Vista Water Storage District, Kern Water Bank Authority and Kern County Water Agency. Their petition requests reconsideration of the Board's order removing the fully appropriated stream status of the Kern River, in Kern and Tulare Counties. (This closed session is authorized under Government Code section 11126, subdivision (c)(3).)

### **OFFICE OF CHIEF COUNSEL**

The Board will meet in closed session to discuss the status of and receive legal advice concerning *Monterey Peninsula Water Management District v. State Water Resources Control Board, et al.*, Santa Clara County Superior Court Case No. 110CV163328 and *California-American Water Company v. State Water Resources Control Board*, Monterey Superior Court Case No. M102097. (This closed session is authorized under Government Code section 11126, subdivision (e).)

### **PERSONNEL**

The Board will meet in closed session to discuss the appointment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another employee unless the employee requests a public hearing. (This closed session is authorized under Government Code section 11126, subdivision (a)(1).)

#### **IMPORTANT INFORMATION!!**

Unless otherwise specified, submittal of written comments must be received by 12:00 p.m., April 13, 2010, and will not be accepted after that time.

Submittal of **electronic Powerpoint presentations** must be received by 12:00 p.m., April 15, 2010, and will not be accepted after that time.

Submittals are to be sent via e-mail to the Clerk to the Board at [commentletters@waterboards.ca.gov](mailto:commentletters@waterboards.ca.gov). Please indicate in the subject line, "**4/20/2010 BOARD MEETING (fill in bolded subject from appropriate item).**" If you have questions about the agenda, contact the Clerk to the Board at (916) 341-5600.

Agenda and items will be available electronically at: [http://www.waterboards.ca.gov/board\\_info/calendar/index.shtml](http://www.waterboards.ca.gov/board_info/calendar/index.shtml)

\* Items on the uncontested items calendar may be removed at the request of any Board member or person. If an item is removed from the uncontested items calendar, it will only be voted on at this meeting if the Board accepts the staff recommendation for the agenda item. Otherwise, the item will be continued to a subsequent board meeting to allow input by interested persons.

Video broadcast of meetings will be available at: <http://www.calepa.ca.gov/Broadcast/>.

For a map to our building, visit: <http://www.calepa.ca.gov/EPABldg/location.htm>. For security purposes, all visitors are required to sign in and receive a badge prior to entering the building. Valid picture identification may be required due to the security level so please allow up to 15 minutes for this process. Individuals who require special accommodations are requested to contact the Office of Employee Assistance, at (916) 341-5881.